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[2345/103]

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Leonid BERESNEV, et al.
 Serial No. : 09/423,948
 Filed : April 14, 2000
 Title : INTERFEROMETER TUNABLE IN A NON-MECHANICAL MANNER BY A PANCHARATNAM PHASE
 Art Unit : 2882
 Examiner : George Y. Wang

I hereby certify that this correspondence is being deposited with the United States Patent and Trademark Office via facsimile +1-703-872-9319 and is addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on August 26, 2003, by Linda M. Shudy (Reg. No. 47,084).

Commissioner For Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450
 Mail Stop AF

NOTICE OF APPEAL AND REQUEST FOR EXTENSION OF TIME
PURSUANT TO 37 C.F.R. § 1.136(a) AND TRANSMITTAL OF AMENDMENT

SIR:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner in the Final Office Action mailed on February 26, 2003 finally rejecting claims 6 to 10 and objecting to the drawings.

This is also a Request pursuant to 37 C.F.R. § 1.136(a) by which Applicants respectfully request a three-month extension of time in which to respond to the Final Office Action so that the original three month response period is extended from May 26, 2003 to August 26, 2003. An Amendment is being filed concurrently (attached hereto) with this Notice of Appeal.

The Commissioner is authorized to charge the 37 C.F.R. § 1.191 Notice of Appeal fee, which is believed to be \$320.00, and the 37 C.F.R. § 1.136(a) three month extension fee, which is believed to be \$930.00, to the Deposit Account No. 11-0600 of Kenyon & Kenyon. The Commissioner is also authorized, as appropriate and/or necessary, to charge any additional fees (including any other Rule 136(a) extension fees) or credit any overpayment to Deposit Account No. 11-0600. A triplicate copy of this transmittal letter is enclosed for those purposes.

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01 FC:1401
 02 FC:1253

320.00 DA
 930.00 DA

Dated: August 26, 2003

Respectfully submitted,

By: Richard L. Mayer

Richard L. Mayer (Reg. No. 22,490)

KENYON & KENYON

One Broadway

New York, New York 10004

(212) 425-7200 (telephone)

(212) 425-5288 (facsimile)

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